



U.S. Department of Justice

United States Attorney  
Southern District of New York

The Silvio J. Mollo Building  
One Saint Andrew's Plaza  
New York, New York 10007

**MEMO ENDORSED**

December 13, 2019

**BY ECF**

The Honorable Katherine Polk Failla  
United States District Judge  
Southern District of New York  
Thurgood Marshall U.S. Courthouse  
40 Foley Square  
New York, New York 10007

**Re: United States v. Jerome Dimitriou,**  
**19 Cr. 894 (KPF)**

Dear Judge Failla:

The Government writes to respectfully request that the Court exclude time, pursuant to the Speedy Trial Act, between today and the date of the arraignment in this case, scheduled for December 19, 2019 at 10:00 a.m. By way of background, on or about November 25, 2019, the defendant was arrested on a Complaint that charged him with two counts of embezzling from a non-profit religious organization of which he served as Executive Director. (Dkt. 1). On the same day, the defendant was presented and ordered released on bail. (Dkt. 4, 5). On December 12, 2019, a Grand Jury in this District returned an Indictment with the same two charges. (Dkt. 7). In advance of the arraignment, the Government respectfully requests that the time between today and December 19, 2019 be excluded pursuant to the Speedy Trial Act, 18 U.S.C. § 3161(h)(7)(A), to allow the parties time (1) to begin producing and reviewing discovery, and (2) if appropriate, to continue engaging in discussions regarding a potential pretrial resolution of this matter. Defense counsel consents to this request.

Respectfully submitted,

GEOFFREY S. BERMAN  
United States Attorney for the  
Southern District of New York

By: Michael D. Neff  
Michael D. Neff / Michael C. McGinnis  
Assistant United States Attorneys  
(212) 637-2107/2305

cc: Nathaniel Z. Marmur, Esq. (via ECF)

Application GRANTED. It is hereby ORDERED that the time from December 13, 2019 through December 19, 2019 is hereby excluded under the Speedy Trial Act, see 18 U.S.C. § 3161(h)(7)(A). The Court has determined that such exclusion best serves the ends of justice and outweighs the best interests of the public and the defendant in a speedy trial, given the reasons identified in this letter.

Dated: December 13, 2019  
New York, New York

SO ORDERED.

A handwritten signature in blue ink, reading "Katherine Polk Failla". The signature is written in a cursive, flowing style.

HON. KATHERINE POLK FAILLA  
UNITED STATES DISTRICT JUDGE